

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	McClurken, Michael E.	Examiner:	Peffley, Michael F.
Serial No.:	10/773,503	Group Art Unit:	3739
Filed:	February 6, 2004	Docket No.:	TLK019CON
Customer No.:	32047	Confirmation No.	6627
Title:	ELECTROSURGICAL DEVICE HAVING A TISSUE REDUCTION SENSOR		

**REQUEST FOR CONTINUED EXAMINATION AND
AMENDMENT**

This Amendment is in response to the final Office Action mailed March 1, 2010, and is accompanied by a Request For Continued Examination (RCE) under 37 CFR 1.114.

Applicant is filing this Amendment two months after the three-month shortened statutory period which ended June 1, 2010. Hence, Applicant respectfully petitions for a two month extension of time to extend the term for timely response to August 2, 2010 (due to August 1, 2010 falling on a Sunday and August 2, 2010 being the next business day). Applicant believes that no other extension of time is required. However, Applicant also conditionally petitions for an additional extension of time to provide for the possibility that the need for such a petition has been inadvertently overlooked.

Authorization for a credit card payment of the extension of time fee and the RCE fee is being filed herewith via EFS. As provided below, please charge Deposit Account No. 50-2121 for any other required fee, or for any deficiency in the enclosed fee.

Applicant appreciates the Examiner's thorough examination of the subject application and request reexamination and reconsideration of the subject application in view of the following:

- Amendments to the Claims, beginning on Page 2 of this paper; and
- Remarks, beginning on Page 7 of this paper.